

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.608 of 2026

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Devesh Kumar Son of Late Bhupendra Narayan Singh, resident of Marar (North), P.S. and District- Khagaria.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Education, Government of Bihar, Patna.
2. The Principal Secretary, Department of Education, Government of Bihar, Patna.
3. The Collector-cum-District Magistrate, Saharsa.
4. The District Education Officer, Saharsa.
5. The Block Development Officer, Salakhua, Saharsa.
6. The Bloc Education Officer, Salakhua, Saharsa.
7. The Headmaster, Middle School, Kabirpur, Salakhua, District- Saharsa.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Saroj Kumar, Advocate
For the Respondent/s : Mr.Addl. Advocate General (12)

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 20-01-2026 Heard the parties.

2. The present petition has been preferred for the following relief/s:

(i) for the issuance of a writ of mandamus, and/or, any other appropriate writ/direction/order commanding the respondents to demolish the illegally constructed school building on the private land of the petitioner situated at Mauza Kabirpur, bearing Khata No.205, Khesra



*No.952, Thana No.261, Circle Salakhus
having a total area of 76 decimals;*

*(ii) for the issuance of a writ of mandamus
and/or, any other appropriate
writ/direction/order commanding the
respondents to handover the possession of
the private land bearing Khata No.205,
Khesra No 952, Thana No.261, situated at
Mauza Kabirpur, Circle Salakhua, District
Saharsa to the petitioner;*

*(iii) for the issuance of a writ of mandamus
and/or, any other appropriate
writ/direction/order commanding the
respondents to pay a compensation of Rs.5
crores (Five Crores) only to the petitioner
for having illegally occupied and
constructed a school building on the private
fond of the petitioner situated at Mauza
Kabirpur, Circle Salakhua, District Saharsa
without any legal justification;*

*(iv) for the issuance of appropriate
direction/order to the respondents to ensure*



*all consequential relief to the petitioner in
the facts and circumstances of the case.*

3. After some argument, learned counsel for the petitioner submits that it will suffice, if the respondent no.3, the Collector, Saharsa looks into the matter and pass a reasoned order.

4. Learned State counsel has no objection.

5. In that background, the writ petition is disposed of allowing the petitioner to approach the respondent no.3, the Collector, Saharsa in next eight weeks alongwith all the supporting documents and if such petition is preferred, the concerned respondent shall be taking up the matter and after hearing all the parties will decide the same in accordance with law at an earliest.

(Rajiv Roy, J)

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